

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: : Group Art Unit: 1775
Paul J. Glatkowski :
App. No.: 10/729,369 : Examiner: Miller, Daniel H.
Filed: December 8, 2003 :
Title: OPTICALLY TRANSPARENT NANOSTRUCTURED ELECTRICAL
CONDUCTORS

MAIL STOP: AMENDMENT

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

TERMINAL DISCLAIMER

Applicant, Eikos, Inc., is the owner by assignment of one hundred percent interest (100%) in the instant application, (the "369 Application"), which was recorded with the United States Patent and Trademark Office at Reel/ 015744/0667 recorded on August 31, 2004, and also the owner by assignment of one hundred percent interest (100%) in U.S. Patent Application 10/105,623 (the "623 Application"), which was recorded with the United States Patent and Trademark Office at Reel/Frame 013354/0936 recorded on October 3, 2002.

Applicant hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173. Applicant further agrees that any patent so granted on the instant application shall be enforceable only for and during such period that the 369 Application and the 623 Application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, applicant does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173, of the 623 Application in the

event that it later: (i) expires for failure to pay a maintenance fee, (ii) is held unenforceable, (iii) is found invalid by a court of competent jurisdiction, (iv) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, (v) has all claims canceled by a reexamination certificate, (vi) is reissued, or (vii) is in any manner terminated prior to the expiration of its full statutory term.

Please charge the requisite small entity, Terminal Disclaimer fee of \$65 to Deposit Account No. 14-1437, referencing Attorney Docket No. 8125.012.US.

Respectfully submitted,
Novak Druce & Quigg LLP

By


James Remenick
Registration No. 36,902

Date: October 25, 2007

Customer No. 69911
Novak Druce & Quigg LLP
1000 West Tower
1300 I Street, NW
Washington, DC 20005
(202) 659-0100 (telephone)
(202) 659-0105 (facsimile)